1 IAN N. FEINBERG (SBN 88324) Ifeinberg@feinday.com 2 M. ELIZABETH DAY (SBN 177125) 3 eday@feinday.com MARC BELLOLI (SBN 244290) 4 mbelloli@feinday.com FEINBERG DAY KRAMER ALBERTI LIM 5 TONKOVICH & BELLOLI LLP 1600 El Camino Real, Suite 280 6 Menlo Park, CA 94025 7 Telephone: 650.618.4360 Facsimile: 650.618.4368 8 Attorneys for Plaintiff 9 NSS Labs, Inc. UNITED STATES DISTRICT COURT 10 NORTHERN DISTRICT OF CALIFORNIA 11 12 NSS LABS, INC., CASE NO. 5:18-CV-05711-BLF 13 Plaintiff, STIPULATION AND [PROPOSED] VS. 14 ORDER EXTENDING CERTAIN CROWDSTRIKE, INC., SYMANTEC PRETRIAL DATES 15 CORPORATION, ESET, LLC, ANTI-MALWARE TESTING STANDARDS **DEMAND FOR JURY TRIAL** 16 ORGANIZATION, INC. AND DOES 1-50, INCLUSIVE, 17 Defendant. 18 Because argument on defendants' motion to dismiss and/or strike Plaintiff's First Amended 19 Complaint is set for hearing on March 19, 2020, and because the parties wish to avoid the time and 20 expense of discovery unless and until the pleadings have settled, the parties hereby stipulate to 21 extend certain pretrial dates as follows: 22 23 **Pretrial Event Current Date Proposed New Date** 24 Close of Fact Discovery 8/28/2020 12/16/2020 25 11/30/2020 Expert reports due 1/29/2021 26 Rebuttal expert reports due 2/5/2021 2/26/2021 27 3/19/2021 4/2/2021 Expert Discovery Cut-off 28

STIPULATION AND PROPOSED ORDER EXTENDING CERTAIN PRETRIAL DATES

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1	All other dates set in Docket 98, beginning with the last day for filing motions for summary		
2	judgment and Daubert (May 21, 2021) and continuing through the date set for trial (February7,		
3	2022), are unaffected by the proposed schedule change.		
4			
5 6	November 20, 2019	FEINBERG DAY KRAMER ALBERTI LIM TONKOVICH & BELLOLI LLP	
7		<u>/s/ Ian N. Feinberg</u> Ian N. Feinberg	
8 9		Attorneys for Plaintiff NSS Labs, Inc.	
10	November 20, 2019	SCHWABE WILLIAMSON & WYATT, PC	
11	1101011001 20, 2017	/s/ Brenna K. Legaard	
12		Brenna K. Legaard	
13 14		Attorneys for Defendant Anti-Malware Testing Standards Organization, Inc. (AMTSO)	
15		WILSON SONSINI GOODRICH & ROSATI PC	
16	November 20, 2019	s/ Lisa Davis	
17		Lisa Davis	
18		Attorneys for Defendant Symantec Corporation	
19 20	November 20, 2019	SHEPPARD MULLIN RICHTER & HAMPTON LLP	
21		/s/ Mike Scarborough	
22		Mike Scarborough	
23		Attorneys for Defendant ESET, LLC	
24	ECF ATTESTATION		
25	I, Ian Feinberg, am the ECF User whose identification and password are being used to file		
26	this document and attest that all signatories hereto have concurred in this filing.		
27 28	November 20, 2019	/s/ Ian N. Feinberg	
	Ian N. Feinberg STIPULATION AND PROPOSED ORDER EXTENDING CERTAIN		
	PRETRIAL DATES	Page 2	

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1	PROPOSED ORDER		
2		On this day the Cour	rt considered the parties' Stipulation Extending Certain Pretrial
3	Dates	and grants the same.	
4		It is SO ORDERED.	
5	Date:	November <u>2</u> 02019	
6		<del></del>	Both Lalen meenan
7			HON. JUDGE BETH LABSON-FREEMAN
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